

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

ASHFORD HOSPITALITY PRIME, INC.,

Plaintiff,

v.

SESSA CAPITAL (MASTER), L.P., SESSA CAPITAL GP, LLC,
SESSA CAPITAL IM, L.P., SESSA CAPITAL IM GP, LLC,
JOHN E. PETRY, PHILIP B. LIVINGSTON, LAWRENCE A.
CUNNINGHAM, DANIEL B. SILVERS and CHRIS D.
WHEELER,

Defendants;

NO. 3:16-cv-00527-N

SESSA CAPITAL (MASTER), L.P.

Counterclaim - Plaintiff,

v.

ASHFORD HOSPITALITY PRIME, INC.,

Counterclaim - Defendant;

SESSA CAPITAL (MASTER), L.P.,

Third-Party Plaintiff;

v.

ASHFORD INC., ASHFORD HOSPITALITY ADVISORS LLC,
MONTY J. BENNETT, DOUGLAS A. KESSLER, STEFANI D.
CARTER, CURTIS B. MCWILLIAMS, W. MICHAEL
MURPHY, MATTHEW D. RINALDI, and ANDREW STRONG

Third-Party Defendants.

ASHFORD HOSPITALITY PRIME, INC.,)	consolidated with
)	
Plaintiff,)	NO. 3:16-cv-00713-N
)	
v.)	
)	
SESSA CAPITAL (MASTER), L.P., SESSA CAPITAL GP, LLC,)	
SESSA CAPITAL IM, L.P., SESSA CAPITAL IM GP, LLC,)	
JOHN E. PETRY, PHILIP B. LIVINGSTON, LAWRENCE A.)	
CUNNINGHAM, DANIEL B. SILVERS and CHRIS D.)	
WHEELER,)	
)	
Defendants.)	

**JOINT STIPULATION OF VOLUNTARY DISMISSAL WITH PREJUDICE
PURSUANT TO F.R.C.P. 41(a)(1)(A)(ii)**

IT IS HEREBY STIPULATED AND AGREED, by and among the parties,
through their undersigned counsel, that:

1. Plaintiff Ashford Hospitality Prime, Inc. hereby voluntarily dismisses all claims against Defendants with prejudice pursuant to Fed. R. Civ. Proc. 41(a)(1)(A)(ii);
2. Counterclaimant and Third-Party Claimant Sessa Capital (Master), L.P. hereby voluntarily dismisses all claims and counterclaims against Plaintiff, Counterclaim-Defendant and Third-Party Defendants with prejudice pursuant to Fed. R. Civ. Proc. 41(a)(1)(A)(ii); and
3. Each party will bear its own attorneys' fees, costs and other expenses.

DATED: February 20, 2017

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s/ Matthew G. Nielsen

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CERTIFICATE OF SERVICE

I certify that, pursuant to L.R. 5.1(d), on February 20, 2017, a copy of the foregoing document was served on all counsel of record via the Court's CM/ECF Filing System, including the following counsel for parties opposed to the foregoing relief:

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